

11-03-06

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IFW



Docket No.: 066655-0024

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

Application of

Salbaum, J. Michael

Application No.: 09/754,997

Filed: January 04, 2001

For: NOPE POLYPEPTIDES, ENCODING NUCLEIC ACIDS AND METHODS OF USE

Customer Number: 41552

Confirmation Number: 4685

Tech Center Art Unit: 1644

Examiner: Haddad, Maher M.

CERTIFICATE OF MAILING BY EXPRESS MAIL(37 CFR § 1.10)

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I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on Nov 1, 2006.

Priscilla Zubia

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated May 4, 2006 of the Primary Examiner finally rejecting claims 9-15 and 20-42.

Appeal Fee: \$500.00



Charge to Deposit Account No. 502624.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 502624 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Astrid R. Spain

Registration No. 47,956

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Date: November 1, 2006

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